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 UNION PACIFIC RAILROAD COMPANY

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

DAVID CHAD GLOW,

No. C 05 01933 MMC

Plaintiff,

vs.

UNION PACIFIC RAILROAD COMPANY,
 HOWARD REDMOND, an individual, and Does 1
 through 20, inclusive,

Defendants.

AND RELATED COUNTER-CLAIM

**STIPULATION RE REQUEST
 FOR ADMINISTRATIVE
 RELIEF TO SET SUBSEQUENT
 CASE MANAGEMENT
 CONFERENCE RE SETTING
 OF TRIAL DATE
 [LOCAL RULES 7-11, 16-10(c);
 STANDING ORDER 6];
 ORDER SCHEDULING CASE
 MANAGEMENT CONFERENCE;
 VACATING PRETRIAL AND
 TRIAL DATES**

IT IS HEREBY STIPULATED between the parties through their counsel as follows:

1. This matter was set for trial to commence on January 14, 2008. The setting took place during a conference call between the Court and counsel on September 19, 2007.

2. At the time of the telephone conference, counsel for UNION PACIFIC RAILROAD COMPANY, Thomas A. Cregger, informed the Court and opposing counsel that the January 14 date posed a potential conflict with a trial already scheduled in the Eastern District of California, *Darden, et al. v. County of Sacramento, et al.*, which was set to commence on January 7, 2008, and

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1 run for approximately 15 court days. At that time, the Eastern District had not indicated whether
 2 or not the trial date was firm. The Court directed defense counsel to inform the Court and opposing
 3 counsel upon learning of the status of the *Darden* trial.

4 3. On November 30, 2007, counsel for UNION PACIFIC was informed by Judge
 5 Morrison England's courtroom deputy that the January 7 trial date was confirmed. Counsel was
 6 further informed that Judge England had no other trials set to commence that day.

7 4. Based on the above, and the conflict with the January 7, 2008 trial date and the
 8 current date set for this matter, the parties request that the Court schedule a subsequent Case
 9 Management Conference for the purpose of setting a trial date and that the parties be allowed to
 10 appear by telephone.

11
 12 Dated: December 4, 2007

RANDOLPH CREGGER & CHALFANT LLP

13
 14 /s/ Thomas A. Cregger
 15 THOMAS A. CREGGER
 16 Attorneys for Defendant UNION PACIFIC RAILROAD
 COMPANY

17 Dated: December 4, 2007

GANONG & WYATT, LLP

18
 19 /s/ Philip W. Ganong
 20 PHILIP W. GANONG
 21 Attorneys for Plaintiff DAVID CHAD GLOW

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 25 Randolph
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ORDER

Good cause appearing, and pursuant to the stipulation of the parties, the Court orders that
 {a subsequent Case Management Conference be held ~~at~~ on December 14, 2007 at 10:30 a.m. ____
 _____, 2007} [the Court will schedule with the parties a subsequent Case Management
 Conference]. At said conference, the issue of a new trial date will be addressed. The parties may
 appear by telephone. The January 8, 2008 pretrial conference date and January 14, 2008 trial date
 are hereby VACATED.

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: December 5, 2007 ____


 HON. MAXINE M. CHESNEY
 U. S. DISTRICT COURT JUDGE

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